BOMBAY ACT No. I OF 1902.[1]

[*1st March, 1902.*]

An Act to amend the Dekkhan Agriculturist's Relief Acts, 1879 to 1895.

WHEREAS it is expedient to amend in manner hereinafter appearing the Dekkhan Agriculturists' Relief Acts, 1879 to 1895; and whereas the previous sanction of His Excellency the Governor General required by section 5 of the Indian Councils Act, 1892, has been obtained for the passing of this Act; It is hereby enacted as follows :—

Title and commencement.

1. (*1*) This Act may be called the Dekkhan Agriculturists' Relief Act, 1902, and it and the Dekkhan Agriculturists' Relief Acts, 1879 to 1895, may be cited collectively as the Dekkhan Agriculturists' Relief Acts, 1879 to 1902.

(*2*) This Act shall come into force on the first day of March, 1902.

Definition clause.

2. In this Act " section " means a section of the Dekkhan Agriculturist's Relief Act, 1879.

3. To section 59 there shall be added the following, namely :—

[Vol. I of this Code, p. 164.]

BOMBAY ACT No. II OF 1902.[2]

[*1st April, 1902.*]

An Act to amend the Karachi Port Trust Acts, 1886.

WHEREAS it is expedient to amend the Karáchi Port Trust Act, 1886, in manner hereinafter appearing : It is enacted as follows :— Bom. VI of 1886.

Short title.

1. (*1*) This Act may be cited as the Karáchi Port Trust Act Amendment Act, 1902.

Commencement.

(*2*) Section 3 shall come into force on the first day of April, 1902. The rest of this Act shall come into force at once.

Amendment of section 5.

2. In the Karáchi Port Trust Act, 1886, hereinafter referred to as the said Act, for section 5 thereof there shall be substituted the following, namely :— Bom. VI of 1886.

[Vol. II of this Code, p. 870.]

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[1] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1901, Pt. V, p. 448, and for Proceedings in Council, *see ibid*, 1902, Pt. VII, p. 154.

[2] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1900, Pt. V, p. 55 ; for Report of Select Committee, *see ibid*, 1902, Pt. VII, p. 1, and for Proceedings in Council, *see ibid*, 1901, Pt. V, p. 115 ; *ibid*, 1902, Pt. VII, p. 151.

Amendment of section 7.

3. For section 7 of the said Act there shall be substituted the following, namely :—

[Vol. II of this Code, p. 871.]

Repeal of section 10 and of portion of section 11.

4. Section 10 of the said Act and the first portion of section 11 thereof down to and inclusive of the words " In every other case " are repea.ed.

Amendment of section 12.

5. In section 12 of the said Act the first paragraph is repealed.

Amendment of section 13.

6. In the said Act the first two paragraphs of section 13 shall be numbered as sub-sections (*1*) and (*2*), and the following shall be added, namely :—

[Vol. II of this Code, p. 872.]

Amendment of section 15.

7. For section 15 of the said Act the following shall be substituted, namely :—

[Vol. II of this Code, p. 873.]

Insertion of new sections after section 15.

8. After section 15 of the said Act the following sections shall be inserted, namely :—

[Vol. II of this Code, p. 873.]

Amendment of section 16.

9. For section 16 of the said Act the following shall be substituted, namely :—

[Vol. II of this Code, p. 874.]

Amendment of section 18.

10. For the first two paragraphs of section 18 of the said Act, there shall be substituted the following, namely :—

[Vol. II of this Code, p. 876.]

Amendment of section 21.

11. In section 21 of the said Act, the words from " until a schedule " to " directed under this Act " are repealed ; and in the third proviso to the same section, for the words " day aforesaid, " the words and figures " 31st March, 1887," and for the words and figures " date notified by the Governor in Council under section 10, " the words and figures " 1st April, 1887, " shall be substituted.

Amendment of section 22.

12. In section 22 of the said Act—

(*a*) in clause (*5*) the words " and whether compassionate allowances shall be paid to the surviving relatives of any of the said officers and servants who are killed in the execution of their duty, and, if so, to which of them" are repealed ;

(*b*) after clause (*6*) there shall be added the following, namely :—

[Vol. II of this Code, p. 880.]

(*c*) in the proviso after the word and figure " clause (*5*) " there shall be added the words and figure " or clause (*7*)."

Amendment of section 25.

13. In section 25 of the said Act the words from " and shall also have power " to the end of the section are repealed.

Amendment of section 27.

14. In the first paragraph of section 27 of the said Act the words "upon and after the date notified by Government under section 10" are repealed.

Insertion of a new section after section 28.

15. After section 28 of the said Act the following section shall be inserted, namely :—

[Vol. II of this Code, p. 882.]

Amendment of section 29.

16. (*1*) To clause (*3*) of section 29 of the said Act there shall be added the following, namely :—

[Vol. II of this Code, p. 885.]

(*2*) In the same section of the said Act between clause (*8*) and the proviso thereto the following shall be inserted, namely :—

[Vol. II of this Code, p. 885.]

(*3*) In the proviso to the same section of the said Act, the following words are repealed, namely :—

"nor shall any contract be entered into by the Board in respect of any such new work."

Amendment of section 35.

17. In section 35 of the said Act, the following amendments shall be made, namely :—

(*a*) for the words "The Board," where they first occur, the words "An officer appointed by the Board in this behalf" shall be substituted ;

(*b*) for the word "them" the word "him" shall be substituted ;

(*c*) for the words "one hundred" the words "five hundred" shall be substituted ;

(*d*) for the words "thirty-six hours from the service of the Board's notice" the words "twelve hours from the service of such notice as aforesaid" shall be substituted.

Amendment of section 43.

18. In section 43 of the said Act, the last two paragraphs are repealed.

Insertion of two new sections after section 43.

19. After section 43 of the said Act the two following sections shall be inserted, namely :—

[Vol. II of this Code, p. 890.]

Amendment of section 44.

20. In section 44 of the said Act, (*a*) for the word "Government" the words "the Commissioner" shall be substituted, and (*b*) after the word "leviable" there shall be inserted the following, namely :—

"according to any scale for the time being in force."

Amendment of section 49.

21. In the second paragraph of section 49 of the said Act, the words "and in two local papers" are repealed.

22. After section 53 of the said Act there shall be inserted the following new section, namely :— Insertion of a new section after section 53.

[Vol. II of this Code, p. 894.]

23. In sub-clause (*b*) of section 55 of the said Act after the words " conduct of pilots " there shall be inserted the following, namely :— Amendment of section 55.

" whether maintained by the Board or not."

24. (*1*) For clause (*3*) of section 61 of the said Act the following clause shall be substituted, namely :— Amendments of section 61—(1) of clause (*3*).

[Vol. II of this Code, p. 897.]

(*2*) After clause (*6*) of section 61 of the said Act the following clause shall be inserted, namely :— (2) Insertion of new clause after clause (*6*).

[Vol. II of this Code, p. 898.]

(*3*) In clause (*7*) of section 61 of the said Act, for the word " Government " the words " the Commissioner " shall be substituted. (3) Amendment of clause (*7*).

25. In section 67 of the said Act— Amendment of section 67.

(*a*) the first paragraph thereof is repealed ; and

(*b*) in the second paragraph thereof, for the words " If any sum exceeding three thousand rupees in amount is so " there shall be substituted the following, namely :—" If any sum exceeding three thousand rupees in amount, not being included in any estimate at the time being in force which has been finally approved by Government, is."

26. In section 69 of the said Act, for the third paragraph thereof there shall be substituted the following, namely :— Amendment of section 69.

[Vol. II of this Code, p. 900.]

27 After section 69 of the said Act the following sections shall be inserted, namely :— Insertion of new sections after section 69.

[Vol. II of this Code, p. 900.]

28. For the proviso to section 70 of the said Act there shall be substituted the following, namely :— Amendment of section 70.

[Vol. II of this Code, p. 901.]

29. In section 74 of the said Act the following amendments shall be made, namely :— Amendment of section 74.

(*a*) before the word " weight, " at each place where it occurs, the word " description " shall be inserted ;

(*b*) before the word " understated," at each place where it occurs, the words " misstated or " shall be inserted.

Amendment of section 76.

30. In the proviso to section 76 of the said Act the following amendments shall be made, namely :—

(*a*) after the words " pilot service " there shall be inserted the words " maintained by the Board under section 55 ;" and

(*b*) after the words " Port Officer's department " there shall be inserted the following, namely :—

" and if such damage or mischief is in any way attributable to the order, act or improper omission of such officer."

Addition of new Schedules D and E.

31. To the said Act the following Schedules shall be added, namely :—

SCHEDULES D & E.

[Vol. II of this Code, p. 920.]

BOMBAY ACT No. III OF 1902.[1]

[*6th June, 1902.*]

An Act to amend the Bombay District Municipal Act, 1901, and the Bombay Prevention of Adulteration Act, 1899.

WHEREAS it is expedient that certain formal amendments should be made in the [2] Bombay District Municipal Act, 1901, and the Bombay Prevention of Adulteration Act, 1899 ;

It is enacted as follows :—

Title and commencement.

1. (*1*) This Act may be called the Bombay District Municipal Act (1901) Amendment Act, 1902.

(*2*) It shall come into force at once.

Enactments amended.

2. (*1*) The enactments specified in the Schedule shall be modified to the extent and in the manner mentioned in the fourth column thereof.

(*2*) The amendments aforesaid shall be deemed to have been made and to have effect from the date of the passing of the [2]Bombay District Municipal Act, 1901.

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[1] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1902, Pt. VII, p. 57, and for Proceedings in Council, *see ibid*, 1902, Pt. VII, p. 196.

[2] *Supra, p.* 1527.